

OCT 17 2006

This facsimile message and its contents are legally privileged and confidential information intended solely for the use of the addressee. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution, copying or other use of this message and its contents is strictly prohibited. If you have received this telecopy in error, please notify us immediately by telephone and return the original message to us at the address shown below via the Postal Service. Thank You.

ALSTON & BIRD LLP

3201 Beechleaf Court, Suite 600

Raleigh, NC 27604-1062

919-862-2200

Fax: 919-862-2260

TELECOPY**PLEASE DELIVER AS SOON AS POSSIBLE****Date:**

October 17, 2006

Recipient:

Mail Stop Amendment

Company:

U.S. Patent and Trademark Office

Fax Number:

571-273-8300

Voice Number:**Sender:**

David M. Saravitz, Reg. No. 55,593

Message:

Please file the attached Amendment and Terminal Disclaimer in the application shown below:

Appl. No.: 10/795,931

Confirmation No.: 2685

Applicant(s): Johal *et al.*

Filed: March 8, 2004

Art Unit: 1638

Examiner: Kruse, David H.

Title:ISOLATED NUCLEIC ACID MOLECULES ENCODING THE DW3
P-GLYCOPROTEIN OF SORGHUM AND METHODS OF MODIFYING
GROWTH IN TRANSGENIC PLANTS THEREWITH

Number of Pages: (including cover page)

25

IF NOT RECEIVED PROPERLY, PLEASE NOTIFY US IMMEDIATELY AT Karyn Grimm.

USER CODE: SARAV

REQUESTED BY: Karyn Grimm

CLIENT/MATTER: 035718/275581

OPERATOR:

LEGAL01/13010969v1